

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office JAN 25 1977

Returned to applicant for correction

Corrected application filed

Map filed JAN 25 1977The applicant Valma Anne Kearns and James F. Kearns1190 Harmony Roadof Winnemucca

Street and No. or P.O. Box No.

City or Town

Nv 89445

State and Zip Code No.

, hereby make.... application for permission to change the

Point of Diversion of a Portion

of water heretofore appropriated under 12834

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is underground
Name of stream, lake or other source.
2.00 of 3.00 cfs
2. The amount of water to be changed 2.00 of 3.00 cfs
Second feet, acre feet.
3. The water to be used for irrigation and domestic
If for stock state number and kind of animals.
4. The water heretofore used for irrigation and domestic
If for stock state number and kind of animals.
5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T.36N., R.38E.,
MDB&M; or a point from which the SW corner of said Sec. 3 bears S. 46° 43' W.
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
3850 ft.
stated.
6. The existing point of diversion is located within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2, T.36N., R.38E., MDB&M
or a point from which the NW corner of said Sec. 2 bears N. 8° 10' W. 2335 ft.
If point of diversion is not changed, do not answer.
7. Proposed place of use 40 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$; 32
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ and 29 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 3, T.36N., R.38E., MDB&M.
8. Existing place of use SAME UNCHANGED
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from March 15 to September 30 of each year.
Day and Month Day and Month
10. Use has been from March 15 to September 30 of each year.
Day and Month Day and Month
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well, pump, pipelines and sprinkling
State manner in which water is to be diverted, whether by dam or other works,
system
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....in excess of \$1000.....
13. Estimated time required to construct works.....3 years.....
14. Estimated time required to complete the application of water to beneficial use.....4 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Due to deteriorating condition of the existing well it is desirable
to pump most of the water permitted from a new well.

Compared.....bs/dc.....dc/ga..... Applicant Valma Anne Kearns and James
F. Kearns
By.....s/ J. R. Caldwell
P. O.Box 432
Winnemucca, Nv 89445

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 12834 is issued subject to the terms and conditions imposed in said Permit 12834 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permit 12834 shall not exceed 654 acre-feet per season.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....2.0.....cubic feet per second, but not to exceed.....a seasonal duty of 3.6 acre-feet per acre of land irrigated from any and/or all sources.....

Actual construction work shall begin on or before.....November 27, 1977.....

Proof of commencement of work shall be filed before.....December 27, 1977.....

Work must be prosecuted with reasonable diligence and be completed on or before.....November 27, 1978.....

Proof of completion of work shall be filed before.....December 27, 1978.....

Application of water to beneficial use shall be made on or before.....November 27, 1981.....

Proof of the application of water to beneficial use shall be filed on or before.....December 27, 1981.....

Map in support of proof of beneficial use shall be filed on or before.....December 27, 1981.....

Commencement of work filed.....DEC 8 1977.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

Recorded.....Bk.....Page.....

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of May

A.D. 19 77

APR 29 1980

State Engineer